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8 Attorneys for Defendant, UNITED STATES OF AMERICA

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 EXPLORER INSURANCE COMPANY,)
13 Plaintiff,)
14 v.)
15 UNITED STATES OF AMERICA,)
16 Defendant.)
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No. C 05-0778 CRB

**STIPULATION AND ~~PROPOSED~~
ORDER FOR DISMISSAL WITH
PREJUDICE**

STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL WITH PREJUDICE
No. C 05-0778 CRB

Pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1)(ii), Plaintiff Explorer Insurance Company and Defendant United States of America, stipulate to the dismissal with prejudice of Explorer Insurance Company v. United States, Northern District of California case number C 05-0778 CRB. Each party will bear its own costs.

SEPT
Dated: August 21, 2005

LAW OFFICES OF TODD F. HAINES

TODD F. HAINES
DAVID A. LEEDS
Attorneys for Explorer Insurance Company

Sept. 22
Dated: August 22, 2005

KEVIN V. RYAN
United States Attorney

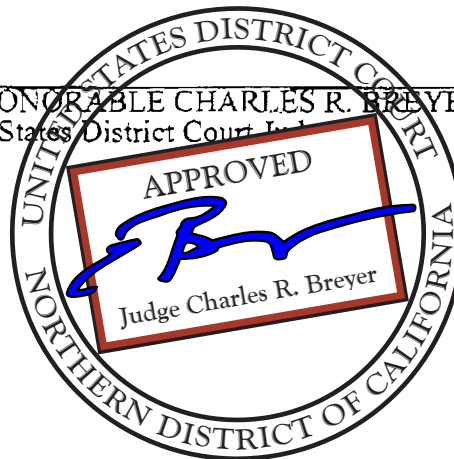
JONATHAN U. LEE
Assistant United States Attorney
Attorneys for Defendant USA

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: October 3, 2005

THE HONORABLE CHARLES R. BREYER
United States District Court



STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL WITH PREJUDICE
No. C 05-0778 CRB